

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
REGINA CONCEICAO,

Plaintiff,

Docket #:

-against-

**COMPLAINT**

Plaintiff Demands Trial By Jury

SHARAFA ADEBOYE and MARCIA REYES,

Defendants.

-----X

Plaintiff, **REGINA CONCEICAO**, by her attorneys **ROBINSON & YABLON, P.C.**,  
complaining of the defendants sets forth:

**BASIS OF JURISDICTION & VENUE**

1. The jurisdiction of this Court is predicated upon diversity of citizenship pursuant to 28 U.S.C. §1391 (a)(2) and 28 U.S.C. §1391 (b)(2) as the dispute involves parties from different States, damages are in excess of this Court's jurisdictional limits and a substantial part of the events or omissions giving rise to the claim occurred in the Southern District of New York.

**IDENTITY OF PARTIES**

2. The plaintiff, Regina Conceicao, is a resident of the State of New York.
3. The defendant, Sharafa Adeboye, is a resident of the State of New Jersey.
4. The defendant, Marcia Reyes, is a resident of the State of New Jersey.

5. That on July 8, 2018, plaintiff, Regina Conceicao, was a passenger on a 2013 motorcycle bearing New Jersey license plate 2HKH4.

6. That on July 8, 2018, defendant, Sharafa Adeboye, was the operator of a 2013 motorcycle bearing New Jersey license plate 2HKH4.

7. That on July 8, 2018, defendant, Marcia Reyes, was the owner of a 2013 motorcycle bearing New Jersey license plate 2HKH4, being operated with permission by defendant, Sharafa Adeboye.

8. That on July 8, 2018, the roadway known as Seven Lakes Drive approximately 150 feet east of Bear Mountain Circle, in Rockland County, New York, was and still is a public roadway and thoroughfare.

9. That on July 8, 2018, on the roadway known as Seven Lakes Drive approximately 150 feet east of Bear Mountain Circle, in Rockland County, New York, defendant, Sharafa Adeboye, negligently and carelessly operated the motorcycle owned by defendant, Marcia Reyes, while plaintiff, Regina Conceicao, was a passenger on said motorcycle, causing it to leave the roadway and collide with a guide rail, thereby throwing plaintiff, Regina Conceicao off the motorcycle. A copy of the Police Accident Report detailing the incident is attached hereto.

10. That the aforementioned occurrence and resulting injuries to plaintiff, Regina Conceicao, were caused solely by the recklessness, carelessness and negligence of the defendants, Sharafa Adeboye and Marcia Reyes, in the ownership, operation, maintenance and control of their motorcycle.

11. That as a result of the aforementioned occurrence, plaintiff, Regina Conceicao, sustained serious, and disabling injuries; that she has suffered, still suffers and in the future will continue to experience severe pain and suffering; that she was confined to her bed and home and was prevented from pursuing her usual and customary activities of daily living; that she has been required to seek continuous medical care and treatment which she will need into the future; that she has incurred hospital expenses and medical expenses, which she will continue to sustain.


12. As a result of the negligence of defendants, plaintiff, Regina Conceicao suffered a "serious injury" as set forth in §5102(d) of the New York State Insurance Law and the economic loss to plaintiff, Regina Conceicao, is greater than basic economic loss as defined by law.

13. That by reason of the foregoing, plaintiff, Regina Conceicao, has been damaged in the sum of Five Hundred Thousand Dollars (\$500,000.00) and demands judgment against the defendants, Sharafa Adeboye and Marcia Reyes.

WHEREFORE, plaintiff, Regina Conceicao demands judgment against the defendants, Sharafa Adeboye and Marcia Reyes, in the sum of Five Hundred Thousand Dollars (\$500,000.00) along with such other and further relief as may be granted by the Court, including but not limited to the costs and disbursements of this action.

Dated: New York, New York  
January 21, 2019

**ROBINSON & YABLON, P.C.**  
Attorneys for Plaintiff

By:  Jared R. Cooper (JRC 2975)  
232 Madison Avenue, Suite 909  
New York, New York 10016  
(212) 725-8566

Page 1 of 3 Pages

New York State Department of Motor Vehicles

## POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes  
18-20038  
NSPA148HJZJS☒ AMENDED REPORT

1	Accident Date Month 7 Day 8 Year 2018	Day of Week SUNDAY	Military Time 17:23	No. of Vehicles 1	No. Injured 1	No. Killed 0	Not Investigated at Scene <input type="checkbox"/>	Left Scene <input type="checkbox"/>	Police Photos <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																																																																																																			
2	VEHICLE 1				<input type="checkbox"/> VEHICLE <input type="checkbox"/> BICYCLIST <input type="checkbox"/> PEDESTRIAN <input type="checkbox"/> OTHER PEDESTRIAN																																																																																																							
3	VEHICLE 1- Driver License ID Number A18167030008762 Driver Name - exactly as printed on license ADEBOYE, SHARAF A Address (Include Number and Street) 58 TERHUNE AVE City or Town JERSEY CITY State NJ Zip Code 07305 Date of Birth Month 8 Day 13 Year 1976 Sex M Unlicensed <input type="checkbox"/> No. of Occupants 02 Public Property Damaged <input checked="" type="checkbox"/>																																																																																																											
4	Name - exactly as printed on registration REYES, MARCIA Address (Include Number and Street) 58 TERHUNE AVE City or Town JERSEY CITY State NJ Zip Code 07305 Plate Number 2HKH4 State of Reg. NJ Vehicle Year & Make 2013 HD Vehicle Type MCY Ins. Code 989																																																																																																											
5	Ticket/Arrest Number(s) Violation Section(s) 1																																																																																																											
6	Check if involved vehicle is: V <input type="checkbox"/> more than 95 inches wide; E <input type="checkbox"/> more than 34 feet long; H <input type="checkbox"/> operated with an overweight permit; I <input type="checkbox"/> operated with an overdimension permit. C <input type="checkbox"/> VEHICLE 1 DAMAGE CODES Box 1 - Point of Impact 2 1 2 Box 2 - Most Damage 3 4 1 Enter up to three more damage codes 3 4 1 Vehicle By: DOCS AUTO Towed To: DOCS AUTO VEHICLE DAMAGE CODING: 1-13 SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 15. TRAILER 18. NO DAMAGE 16. OVERTURNED 19. OTHER				Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.  ACCIDENT DIAGRAM See the last page of the MV-104A for the accident diagram. 9. Cost of repairs to any one vehicle will be more than \$1000. <input type="checkbox"/> Unknown/Unable to determine <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																																																																																																							
7	Reference Marker 9 8 7 E Coordinates (if available) Latitude/Northing 8 5 0 3 Longitude/Easting 1 0 1 8				Place Where Accident Occurred: County ROCKLAND <input type="checkbox"/> City <input type="checkbox"/> Village <input checked="" type="checkbox"/> Town of STONY POINT Road on which accident occurred SEVEN LAKES DRIVE (Route Number or Street Name) at 1) intersecting street or 2) 150 feet miles <input type="checkbox"/> N <input type="checkbox"/> S of BEAR MOUNTAIN CIRCLE (Route Number or Street Name) <input checked="" type="checkbox"/> E <input type="checkbox"/> W (Milepost, Nearest Intersecting Route Number or Street Name)																																																																																																							
8	Accident Description/Officer's notes VH1 was traveling on Seven Lakes drive attempting to make a turn when the operator was unable to make the turn and collided with the guide rail, throwing both passengers off VH1. The back passenger of VH1 complained of back pains. The back passenger was transported by Stony Point 61B2 to Nyack hospital. VH1 has out of state of state Progressive insurance. NAIC number 11410. PROPERTY DAMAGED BY VEHICLE #01- GUIDE RAIL PIPC 3006 SEVEN LAKES																																																																																																											
9	ALL INVOLVED <table border="1"> <thead> <tr> <th></th> <th>8</th> <th>9</th> <th>10</th> <th>11</th> <th>12</th> <th>13</th> <th>14</th> <th>15</th> <th>16</th> <th>17 BY</th> <th>TO 18</th> <th>Names of all Involved</th> <th>Date of Death Only</th> </tr> </thead> <tbody> <tr> <td>A</td> <td>1</td> <td>1</td> <td>6</td> <td>3</td> <td>41</td> <td>M</td> <td>-</td> <td>-</td> <td>-</td> <td></td> <td></td> <td>ADEBOYE, SHARAF A</td> <td></td> </tr> <tr> <td>B</td> <td>1</td> <td>4</td> <td>6</td> <td>3</td> <td>41</td> <td>F</td> <td>06</td> <td>12</td> <td>6</td> <td>9993</td> <td>4303</td> <td>CONCEICAO, REGINA M</td> <td></td> </tr> <tr> <td>C</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>D</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>E</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>F</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>											8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only	A	1	1	6	3	41	M	-	-	-			ADEBOYE, SHARAF A		B	1	4	6	3	41	F	06	12	6	9993	4303	CONCEICAO, REGINA M		C														D														E														F													
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10	Officer's Rank and Signature PO Print Name in Full ERIC THAYER				Badge/ID No. 324 NCIC No. 04390		Precinct/Post Troop/Zone HVPA Station/Beat Sector BM		Reviewing Officer HEYMAN, THOMAS Date/Time Reviewed 7/23/2018 22:40																																																																																																			



Page 2 of 3 Pages

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☒ AMENDED REPORTNew York State Department of Motor Vehicles  
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3	21										
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12	30										

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

1. Rear End	3. Left Turn	4. Right Angle	5. Right Turn	7. Head On
2. Sideswipe (same direction)	6. Left Turn	8. Right Turn	9. Sideswipe (opposite direction)	

ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than \$1000.  
☐ Unknown/Unable to determine ☐ Yes ☐ No

VEHICLE DAMAGE CODING:  
 1-13 SEE DIAGRAM ON RIGHT.  
 14. UNDERCARRIAGE 17. DEMOLISHED  
 15. TRAILER 18. NO DAMAGE  
 16. OVERTURNED 19. OTHER

Place Where Accident Occurred:  
 County ROCKLAND ☐ City ☐ Village ☐ Town of \_\_\_\_\_  
 Road on which accident occurred \_\_\_\_\_ (Route Number or Street Name)  
 at 1) Intersecting street \_\_\_\_\_ (Route Number or Street Name)  
 or 2) \_\_\_\_\_ (Milepost, Nearest Intersecting Route Number or Street Name)  
 feet miles ☐ N ☐ S ☐ E ☐ W

Accident Description/Officer's notes  
 DRIVE BEAR MOUNTAIN, NY 10911

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only	
Officer's Rank and Signature	PO	Badge/ID No.		NCIC No.	324	04390	Precinct/Post Troop/Zone	HVPA	Station/Beat Sector	BM	Reviewing Officer	HEYMAN, THOMAS	Date/Time Reviewed	7/23/2018 22:40
Print Name in Full	ERIC THAYER													

Page 3 of 3 Pages

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Month	Day	Year						Accident Reconstructed		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
7	8	2018	SUNDAY	17:23	1	1	0			

